

Presentment Date: June 2, 2023 at 2:00 p.m. (prevailing Eastern Time)
Objection Deadline: June 2, 2023 at 12:00 p.m. (prevailing Eastern Time)

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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

Genesis Global Holdco, LLC, *et al.*,¹

Debtors.

Chapter 11

Case No.: 23-10063 (SHL)

Jointly Administered

**NOTICE OF FILING OF PROPOSED
AMENDED CONSENSUAL ORDER EXTENDING MEDIATION**

PLEASE TAKE NOTICE that, on January 19, 2023 (the "Petition Date"), Genesis Global Holdco, LLC ("Holdco") and its debtor affiliates, as debtors and debtors-in-possession in the above-captioned chapter 11 cases (collectively, the "Debtors"), each filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101 *et seq.* (the "Bankruptcy Code") with the United States Bankruptcy Court for the Southern District of New York (the "Court").

PLEASE TAKE FURTHER NOTICE that, on April 23, 2023, the Debtors filed the *Debtors' Motion for Appointment of a Mediator*, ECF No. 252 (the "Mediation Motion"),²

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor's tax identification number (or equivalent identifier), are: Genesis Global Holdco, LLC (8219); Genesis Global Capital, LLC (8564); and Genesis Asia Pacific Pte. Ltd. (2164R). For the purpose of these Chapter 11 Cases, the service address for the Debtors is 250 Park Avenue South, 5th Floor, New York, NY 10003.

² Capitalized terms used but not defined herein shall have the meaning ascribed to them in the Mediation Motion.

seeking an order from this Court appointing a mediator and ordering mediation of the Mediation Issues between the Mediation Parties.

PLEASE TAKE FURTHER NOTICE that, on May 1, 2023, the Debtors filed the *Notice of Filing of Proposed Consensual Order Appointing Mediator*, ECF No. 278 (the “Notice of Proposed Consensual Mediation Order”). The Notice of Proposed Consensual Mediation Order sought this Court’s entry of the proposed order attached thereto as Exhibit 1 which reflected a consensual agreement for mediation among the Mediation Parties.

PLEASE TAKE FURTHER NOTICE that, on May 1, 2023, the Court entered the *Order Appointing Mediator*, ECF No. 279 (the “Mediation Order”) granting the Mediation Motion for a period of thirty (30) days.

PLEASE TAKE FURTHER NOTICE that, the Debtors shall present the *Order Extending Mediation Period* attached hereto as **Exhibit A** (the “Proposed Mediation Extension Order”) to the Honorable Sean H. Lane, United States Bankruptcy Judge, for approval and signature on **June 2, 2023 at 2:00 p.m. (ET) (the “Presentment Date”)**.

PLEASE TAKE FURTHER NOTICE that any responses or objections to the relief requested in the Proposed Mediation Extension Order shall: (a) be in writing; (b) filed electronically with the Court no later than **June 2, 2023 at 12:00 p.m. (ET) (the “Objection Deadline”)** and (b) served as required by the *Order Implementing Certain Notice and Case Management Procedures*, ECF No. 44 (the “Case Management Order”) entered in these Chapter 11 Cases.

PLEASE TAKE FURTHER NOTICE that if no written objections are timely filed and served by the Objection Deadline, the Debtors shall, on the Presentment Date, submit the Proposed Mediation Extension Order to the Court, which order the Court may enter without further notice or opportunity to be heard.

PLEASE TAKE FURTHER NOTICE that copies of the Proposed Mediation Extension Order can be viewed and/or obtained by: (i) accessing the Court’s website at www.nysb.uscourts.gov (PACER password required) or (ii) from the Debtors’ proposed notice and claims agent, Kroll Restructuring Administration LLC, which maintains a website at <https://restructuring.ra.kroll.com/genesis> or by calling +1 888 524 2017.

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Dated: May 31, 2023
New York, New York

/s/ Sean A. O'Neal
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Exhibit A

Proposed Mediation Extension Order

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

Genesis Global Holdco, LLC, *et al.*,³

Debtors.

Chapter 11

Case No.: 23-10063 (SHL)

Jointly Administered

ORDER EXTENDING MEDIATION PERIOD

Upon the motion (the “Motion”)⁴ dated April 24, 2023, of Genesis Global Holdco, LLC (“Holdco”) and certain of its affiliates, as debtors and debtors-in-possession in the above-captioned cases (collectively, the “Debtors”), for entry of an order, as more fully described in the Motion, appointing a mediator to assist the parties in resolving certain issues relating to the formulation and confirmation of a plan of reorganization; and the Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the Southern District of New York, dated January 31, 2012; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), and that the Court may enter a final order consistent with Article III of the United States Constitution; and the Court having found that venue of this proceeding and the Motion in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having found that the relief requested in the Motion is in the best interests of the Debtors, their estates, their creditors and other parties in interest; and the Court having granted the relief requested in the Motion and entered the *Order*

³ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s tax identification number (or equivalent identifier), are: Genesis Global Holdco, LLC (8219); Genesis Global Capital, LLC (8564); and Genesis Asia Pacific Pte. Ltd. (2164R). For the purpose of these Chapter 11 Cases, the service address for the Debtors is 250 Park Avenue South, 5th Floor, New York, NY 10003.

⁴ Capitalized terms used but not defined herein shall have the meaning ascribed to them in the Motion.

Appointing Mediator, ECF No. 279 (the “Mediation Order”); and the Court having found that the Debtors’ notice of the relief requested by this order (this “Order”) to extend the mediation period ordered in the Mediation Order to and including June 16, 2023 was appropriate and no other notice need be provided; and the Court having determined that the Debtors and the Mediation Parties have established just cause for the relief granted herein; and all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. Upon entry of this Order, the mediation period set forth in the Mediation Order shall be extended to and including June 16, 2023; *provided, however*, that this Order or the Mediation Order may be amended by further order of the Court, upon notice and opportunity for a hearing, or upon agreement of all of the Mediation Parties.

2. Other than as set forth in paragraph 1, nothing in this Order shall, or is intended to, modify any terms, conditions or provisions of the Mediation Order and all such terms, conditions and provisions of the Mediation Order continue to apply.

3. For the avoidance of doubt, to the extent any part of this Order conflicts with Local Rule 9019-1 or General Order M-452, the terms and provisions of this Order shall govern.

4. Notwithstanding the possible applicability of Fed. R. Bankr. P. 6004(h), 7062, 9014 or otherwise, this Order shall be in full force and effect upon its entry.

5. The Court retains jurisdiction with respect to all matters arising from or related to the interpretation or implementation of this Order.

Dated: _____, 2023
White Plains, New York

THE HONORABLE SEAN H. LANE
UNITED STATES BANKRUPTCY JUDGE